

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/05-01/08

Date: 7 November 2008

PRE-TRIAL CHAMBER III

Before: Judge Ekaterina Trendafilova (Presiding Judge)
Judge Hans-Peter Kaul
Judge Mauro Politi

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC
IN THE CASE OF
THE PROSECUTOR
V. JEAN-PIERRE BEMBA GOMBO**

**URGENT
Public Document
With
Confidential Annex A**

**Prosecution's Communication of Incriminatory Evidence Disclosed to the Defence
on 7 November 2008**

Source: The Office of the Prosecutor

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Counsel for the Defence of Jean-Pierre Bemba

Mr Nkwebe Liriss

Mr Tjarda Eduard Van der Spoel

Mr Aimé Kilolo-Musamba

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

Unrepresented Applicants for Participation/Reparation

The Office of Public Counsel for Victims

The Office of Public Counsel for the Defence

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

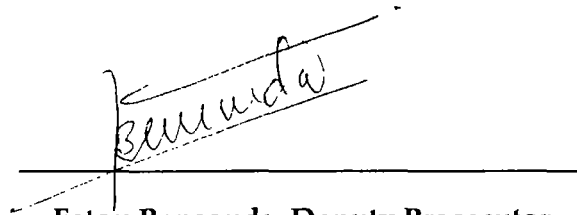
Detention Section

Victims Participation and Reparations Other Section

In compliance with the orders of Pre-Trial Chamber III (hereinafter referred to as "the Chamber") contained in the Third Decision on the Prosecutor's Requests for Redactions and Related Request for the Regulation of Contacts of Jean-Pierre Bemba Gombo (hereinafter referred to as the "Third Decision on Redactions"),¹ the Office of the Prosecutor (hereinafter referred to as the "Prosecution") herewith notifies the Chamber, that it disclosed to the Defence team of Jean-Pierre Bemba Gombo, items of incriminating evidence specified in the Annex to the Third Decision on Redactions.²

Request for the Receipt of Annex A as Confidential- Prosecution and Defence Only

The Prosecution requests that Annex A³ appended to this document, be received by the Chamber as "Confidential- Prosecution and Defence Only" because it contains redacted information relating to witnesses, known to the Defence, but not the public.⁴



Fatou Bensouda, Deputy Prosecutor
On Behalf Of
Luis Moreno-Ocampo, Prosecutor

Dated this 7th day of November 2008

At The Hague, The Netherlands

¹ ICC-01/05-01/08-215-Conf. pps. 34-36. The Prosecution notes that it received a notification of the Third Decision on Redactions at 17:50 hours on Thursday, 6 November 2008, ordering it to implement the terms of this Decision by no later than Friday, 7 November 2008. The Prosecution notifies the Chamber that the total number of pages affected by this decision and its implementation consist of a total of 1891 pages.

² ICC-01/05-01/08-215-Conf. p. 34. The Chamber ordered the Prosecution to implement the terms of the Third Decision on Redaction and disclose the affected documents to the Defence by no later than Friday, 7 November 2008.

³ Annex A is the "List of Disclosed Material" consisting of items of incriminatory evidence specified in the Annex to the Third Decision on Redaction and disclosed to the Defence on 7 November 2008.

⁴ ICC-01/05-01/08-215-Conf